



**THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

EPIR TECHNOLOGIES, INC.,

Plaintiff,

v.

**SUNOVIA ENERGY TECHNOLOGIES,
INC.,**

Defendant.

**SUNOVIA ENERGY TECHNOLOGIES,
INC.,**

Counterclaimant,

v.

**EPIR TECHNOLOGIES, INC.,
SIVANANTHAN LABORATORIES, INC.,
AND SIVALINGAM SIVANANTHAN,**

Counter-Defendants.

Case No. 10-4949

**Judge Joan H. Lefkow
Magistrate Judge Morton Denlow**

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

This matter having come before the Court by stipulation of EPIR Technologies, Inc., Sunovia Energy Technologies, Inc., Sivananthan Laboratories, Inc. and Sivalingam Sivananthan, by and through their attorneys, to dismiss the various claims asserted in EPIR's Complaint and Sunovia's Counterclaims with prejudice, IT IS HEREBY ORDERED that:

1. All claims asserted in EPIR's Complaint and Sunovia's Counterclaims are hereby dismissed with prejudice under Fed. R. Civ. P. 41(a)(1)(ii), with each party bearing its own attorneys' fees and costs.

2. This Order of Dismissal resolves all pending claims in Case No. 10-4949 and closes that case.

Approved as to form:

/s/ Matthew W. Walch

Matthew W. Walch (matthew.walch@lw.com)

Nicolas Siciliano

Latham & Watkins LLP

233 South Wacker Drive, Suite 5800

Chicago, Illinois 60606

Telephone: (312) 876-7603

Facsimile: (312) 993-9767

Attorneys for EPIR Technologies, Inc. and Sivalingam Sivananthan

/s/ Jonathan C. Bunge

Jonathan C. Bunge (jonathan.bunge@kirkland.com)

Kirkland & Ellis LLP

300 North LaSalle Street

Chicago, Illinois 60654

Telephone: (312) 862-2000

Facsimile: (312) 862-2200

Attorneys for Sivananthan Laboratories, Inc.

/s/ Wilson P. Funkhouser

Wilson P. Funkhouser (wfunkhouser@fvldlaw.com)

FUNKHOUSER VEGOSEN LIEBMAN & DUNN LTD.

55 West Monroe Street, Suite 2300

Chicago, Illinois 60603-5008

Telephone(312) 701-6800

Facsimile(312) 701-6801

Attorneys for Sunovia Energy Technologies, Inc.

IT IS SO ORDERED

Date: May 25, 2011



Hon. Joan H. Lefkow
U.S. District Judge